IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.283 OF 2005
IN
F.C.A.NO.31 OF 2003

Girish Gopinath Rallapali .. Applicant
V/s
Kalavati Girish Rallapali .. Respondent

Ms.Amarjit Kaur for the Applicant.

CORAM: DR.S.RADHAKRISHNAN &
V.K.TAHILRAMANI, JJ.

DATE : 21.12.2005.

P.C.:

1. Rule. Rule is made returnable forthwith. Heard the learned Counsel for the Applicant. None appears for the Respondent though served and represented by an Advocate. By this Civil Application Applicant is seeking to recall the order dated 21.11.2005 whereby the Appeal was dismissed in default. Perused the Civil Application. For the reasons stated therein sufficient cause is made out for recalling the order dated 21.11.2005. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, Civil Application is made absolute in terms of prayer clause (a).

2. Place the Appeal on board for final hearing on 16/01/2006.

(DR.S.RADHAKRISHNAN, J.)

(SMT.V.K.TAHILRAMANI,J.)